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California Department of Corrections and
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IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

JOHN ARMSTRONG, et al.,

Plaintiffs,

v.

GAVIN NEWSOM, et al.,

Defendants.

Case No. 94-cv-02307 CW

**DECLARATION OF M. QUINTERO IN
SUPPORT OF DEFENDANTS' SUR-
REPLY TO PLAINTIFFS' MOTION FOR
A PERMANENT INJUNCTION AT
SEVEN PRISONS AND STATEWIDE**

I, M. Quintero, declare:

1. I have been employed with the California Department of Corrections and Rehabilitation (CDCR) since January 13, 2017. I am a Correctional Officer at the California State Prison, Los Angeles County (LAC), a position that I have held since January 13, 2017. I am competent to testify to the matters set forth in this declaration and, if called upon by this Court, I could and would so testify. I submit this declaration in support of Defendants' Sur-Reply to Plaintiffs' Motion for an Injunction at Seven Prisons and Statewide.

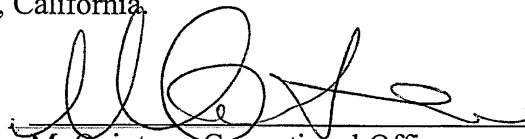
2. On April 15, 2020, I was assigned and working as the Control Booth Officer for the Facility C Building. I was releasing inmates to receive their morning medication when I observed

1 inmate [REDACTED] approach another inmate from behind. [REDACTED] began striking
2 that inmate in the upper back with what appeared to be a closed fist in a stabbing motion. I
3 immediately advised Central Control via the institutional radio and requested a "Code 1" response
4 before activating my personal alarm device.

5 3. I ordered all inmates to get down. Due to [REDACTED] physical disabilities, he remained
6 standing but complied with lawful orders. Another officer then escorted [REDACTED] to the lower
7 shower to isolate him because his medical assistive device hindered handcuff placement.

8 4. I wrote an incident report documenting this incident the same day, April 15, 2020.
9 Attached to this declaration as **Exhibit A** is a true and correct copy of my report. This report
10 accurately describes what occurred that day, and I incorporate the contents of this report into this
11 declaration by reference.

12 I declare under penalty of perjury that the foregoing is true and correct. Executed on
13 November 12, 2020, in Lancaster, California.

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15 M. Quintero, Correctional Officer
16 California State Prison, Los Angeles County
17 California Department of Corrections and Rehabilitation

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EXHIBIT A

CDCR

INCIDENT REPORT PACKAGE

PAGE: 22

REPORT NO. [REDACTED]

INCIDENT LOG NUMBER: [REDACTED]

PROCESSED: 09/23/2020 10:00

REQUESTOR: A. Lugo

STAFF NARRATIVE

STAFF NAME: Quintero, M [REDACTED]

NARRATIVE TYPE: Initial Report

CREATED DATE: 04/15/2020

CREATED TIME: 14:51:49

NARRATIVE

While performing my duties as Facility C Building 1 Control Booth Officer, I was releasing inmates to receive their morning medication, when I observed Inmate [REDACTED] approach Inmate [REDACTED] from behind. [REDACTED] began to strike [REDACTED] in the upper back with what appeared to be a closed fist in a stabbing motion. Due to my position and location of the incident, I was unable to observe anything further. I immediately advised Central Control via the institution radio and requested a "Code 1" Response before activating my personal alarm device. I ordered all inmates to get down to which all inmates complied including [REDACTED] and [REDACTED] separated from [REDACTED] and got down into a prone position on the floor. Due to [REDACTED] physical disabilities he remained standing but complied with all lawful orders.

Officer A. Katravas escorted [REDACTED] to the lower B shower to isolate him as medical assistive device hindered handcuff placement. I notified Katravas that the shower water was turned off and the inmate had no access to water. Once [REDACTED] was handcuffed he was immediately escorted out of the housing unit without further incident.

M. Quintero

DATE: 04/15/2020

STAFF SIGNATURE

BADGE #: 90038

PERNR: 106073

NARRATIVE REVIEWED: Yes

REVIEWED BY STAFF: Barbato, D [REDACTED]

REVIEWED DATE: 04/15/2020

REVIEWED TIME: 15:00:49